In the High Court of Punjab and Haryana at Chandigarh

.....

C.O.C.P. No.539 of 2003

**.....**

Date of decision:30.11.2006

Baldev Singh

.....Petitioner

v.

R.N. Dhoke

.....Respondent

....

Present: None for the petitioner.

Mr. G.S. Cheema, Senior Deputy Advocate General, Punjab for the respondent.

.....

**S.S. Saron, J.**

This petition has been filed for initiating contempt proceedings against the respondent alleging violation of the order dated 3.10.2002 (Annexure-P.2) passed by this Court. In terms of the said order a direction was issued to the respondent to look into the FIR No.112 dated 28.6.2002 registered at Police Station Sadar, Phagwara for the offences under Sections 364, 452 and 506 I.P.C. and also under Section 25 of the Arms Act, 1959. Appropriate steps in accordance with law were to be taken and the investigation was to be expedited within a period of three months from 3.10.2002.

Reply on behalf of the respondent has been filed in Court today. It is stated that in respect of the FIR investigation has been completed and cancellation report was filed in the Court of learned Judicial Magistrate Ist Class, Phagwara. The petitioner made a statement on 20.3.2004 (Annexure-

R.1) before the Judicial Magistrate Ist Class, Phagwara which is to the effect that he has no objection if the cancellation report was accepted. The learned Judicial Magistrate accordingly accepted the cancellation report vide order dated 20.3.2004 (Annexure-R.2). The contempt petition had been earlier filed in this Court on 23.4.2003. Thereafter, the cancellation report was filed which has been accepted on 20.3.2004 after the petitioner did not object to its acceptance.

In the circumstances, nothing survives in the petition that has been filed for initiating contempt proceedings and the same is accordingly dismissed.

November 30, 2006. **(S.S. Saron)**
**Judge**

*hsp*

Whether fit for indexing: No